

UNITED STATES DISTRICT COURT
 for the
EASTERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)	
)	Case No.: CR-23-24-RAW-01
Plaintiff,)	
v.)	Date: 05/31/2023
DEREAK LEE EUBANKS,)	Time: 10:27 a.m. – 10:47 a.m.
Defendant.)	

MINUTE SHEET
CHANGE OF PLEA HEARING

U.S. Magistrate Judge Gerald L. Jackson Paige Bruce, Deputy Clerk Reporter - None
 FTR Courtroom: 4 - Room 420

Counsel for Plaintiff: Zachary Parsons, AUSA
 Counsel for Defendant: J. Patrick Quillian, Appointed

Defendant appears: with Counsel; Counsel waived; w/o Counsel;
 Defendant advised of right to appear in person Defendant consents to proceed via video conference
 Defendant: Sworn

- Consent to Proceed before U. S. Magistrate Judge executed by defendant and filed
- Defendant advised of charges and possible penalties
- Guideline estimates discussed
- Petition to Enter Plea of Guilty and Order Entering Plea

- Defendant entered guilty plea to Counts 1-2 of the Superseding Indictment
- Plea Agreement: terms orally disclosed written plea agreement filed no written plea agreement
 - Motion for Additional One Point Reduction for Acceptance of Responsibility filed by Government
 - Remaining Count(s) to be dismissed at sentencing: Count(s) _____

Defendant waived: Indictment; Jury Trial; Speedy Trial; 30 Days Preparation;
 Separate Representation; Waiver(s) accepted by Court

- Defendant waived right to having jury determine facts used to enhance Defendant's sentence and consents to the sentencing judge to determine those facts
- Defendant related facts of charge; Government agreed Defendant's statements meet elements of offense
- Court findings:
 - Defendant found mentally competent to understand charges and proceedings
 - Factual basis for Defendant's plea;
 - Defendant is guilty as charged as to Counts 1-2 of the Superseding Indictment
- PSI Ordered
- Government requested U.S. Magistrate issue Report and Recommendation to District Court with regard to finding of guilt. DENIED (GLJ)
- Defendant remanded to custody of USMS.